DECLARATION AND POWER OF ATTORNEY

(NONPROVISIONAL APPLICATION)

As a below named inventor, I hereby declare that:

and for which a patent application:

My residence, post office address and citizenship are as stated below at 201 et seq. beneath my name.

I believe I am the original, first and sole inventor if only one name is listed at 201 below, or an original, first and joint inventor if plural names are listed at 201 et seq. below, of the subject matter which is claimed and for which a patent is sought on the invention entitled

INTERVERTEBRAL IMPLANT

	is attached hereto and includes	s amendment(s) filed on (if applied	ole)			
	was filed in the United States on October 13, 2005 as Application No. 10/553,495 (for declaration not accompanying application) with amendment(s) filed on (of applicable), and					
	was filed as PCT Internation le 19 on April 1, 2004.	al Application No. <u>PCT/CH20</u>	<u>03/000247</u> on <u>April 14, 2003</u>	and was amende	d under PCT	
l herel any ar	by state that I have reviewed an nendment referred to above	nd understand the contents of the	e above identified application,	including the clai	ms, as amended by	
l ackn Regula	owledge the duty to disclose in ations,§1.56.	nformation known to me to be m	aterial to patentability as defin	ned in Title 37, Co	ode of Federal	
invent	or's certificate listed below and	its under Title 35, United States I have also identified below any ion on which priority is claimed:	foreign application for patent	ign application(s) or inventor's certi	for patent or ficate having a	
	EARLIEST FOREIGN APPL	ICATION(S). IF ANY, FILED	PRIOR TO THE FILING DA	TE OF THE APP	LICATION	
ΛPI	PLICATION NUMBER	COUNTRY	DATE OF FILING (day, month, year)	PRIORI	TY CLAIMED	
				YES 🗆	NO 🗆	
				YES 🗆	NO 🗆	
l hereb	y claim the benefit under Title	35, United States Code, §119(e) of any United States provision	onal application(s)	listed below.	
	DDOVISIONAL ADDLIC	A TICSNI NII INADED		DIO DATO		

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose information known to me which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

NON-PROVISIONAL APPLICATION SERIAL NO.	O FILING DATE	STATUS			
THE ELECTRON SERVICE		PATENTED	PENDING	ABANDONED	

POWER OF ATTORNEY: As a named inventor, I hereby appoint the Practitioners of Customer Number 51832, whose address is Jones Day, 222 East 41st Street, New York, New York 10017, my attorneys, to prosecute this application, and to transact all business in the Patent and Trademark Office connected therewith.

SEND TO:	CORRESPONDENC	JONES DAY 222 East 41st Street, New Yo PTO Customer No. 51832	ork, NY 10017		LEPHONE CA DAY DOCKET -9028	
are be made	lieved to be true; and are punishable by fir	atements made herein of my own knowled further that these statements were made or imprisonment, or both, under Sectuardize the validity of the application or a	le with the knowledge that ion 1001 of Title 18 of the	willful false s United States	tatements and th	e like so
	FULL NAME OF INVENTOR				MIDDLE NAME	
0	RESIDENCE & CITIZENSHIP	CITY Oensingen	STATE OR FOREIGN COUNTR		COUNTRY OF CITIZEN Switzerland	SHIP
•	POST OFFICE ADDRESS	Weingartenweg 52	спү Oensingen	1	Switzerland	CH-4702
		SIGNATURE OF INVENTOR 201			DATE	1
	FULL NAME OF INVENTOR	LAST NAME Wymann	first name Martin		MIDDLE NAME	
2 0 2	RESIDENCE & CITIZENSHIP	CITY Liebefeld	STATE OR FOREIGN COUNTR Switzerland		COUNTRY OF CITIZENSHIP Switzerland	
	POST OFFICE ADDRESS	Rosenweg 13	CITY Liebefeld		Switzerland	CH-3097
		SIGNATURE OF INVENTOR 202		- 1	DATE	J
	FULL NAME OF INVENTOR	LAST NAME Gago Ho	FIRST NAME Mario	,	MIDDLE NAME	
2 0 3	RESIDENCE & CITIZENSHIP	CITY Solothurn	STATE OR FOREIGN COUNTR Switzerland		COUNTRY OF CITIZENS Peru	НІР .
•	POST OFFICE ADDRESS	Schöngrünstrasse 38A PH1	Solothurn	1	Switzerland	ZIP CODE CH-4500
		SIGNATURE OF INVENTOR 203		E	PATE	L
	FULL NAME OF INVENTOR	LAST NAME Burri	FIRST NAME Adrian	λ.	HIDDLE NAME	
2 0 4	RESIDENCE & CITIZENSHIP	CITY Brig	STATE OR FOREIGN COUNTRY Switzerland	1 -	COUNTRY OF CITIZENSHIP Switzerland	
•	POST OFFICE ADDRESS	STREET Juonweg 1	спу Brig	1 .	TATE OR COUNTRY	ZIP CODE CH-3900
,		SIGNATURE OF INVENTORINA SER	n`	б	ATE 166	- OS

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an ru	101	WILLELIA	4	Datent	สมบ	ncaron.

- is attached hereto and includes amendment(s) filed on (if applicable)
- was filed in the United States on October 13, 2005 as Application No. 10/553,495 (for declaration not accompanying application) with amendment(s) filed on (of applicable); and
- was filed as PCT International Application No. <u>PCT/CH2003/000247</u> on <u>April 14, 2003</u> and was amended under PCT Article 19 on April 1, 2004,

I hereby state that I have reviewed and understand the contents of the above identified application, including the claims, as amended by any amendment referred to above

I acknowledge the duty to disclose information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, \$119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

EARLIEST FOREIGN APPLICATION(S), IF ANY, FILED PRIOR TO THE FILING DATE OF THE APPLICATION					
APPLICATION NUMBER	COUNTRY	DATE OF FILING (day, month, year)	PRIORITY	Y CLAIMED	
			YES 🗆	NO 🗆	
			YES 🗆	NO 🗆	

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below.

PROVISIONAL APPLICATION NUMBER	FILING DATE
	r

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose information known to me which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

NON-PROVISIONAL APPLICATION SERIAL NO.	FILING DATE	STATUS			
ATTECATION SERIAL NO.		PATENTED	PENDING	ABANDONED	
			·		

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SEND TO:	CORRESPONDENC	E JONES DAY 222 East 41st Street, New Yor PTO Customer No. 51832		DIRECT TELEPHONE CA JONES DAY DOCKET 212-901-9028		
are be made	elieved to be true; and are punishable by fir	aternents made herein of my own knowled further that these statements were made ne or imprisonment, or both, under Section ardize the validity of the application or an	with the knowledge that won 1001 of Title 18 of the U	illful false statements and th	e like so	
	FULL NAME OF INVENTOR	Baumgartner	FIRST NAME Daniel	MIDDLE NAME		
2 0 1	RESIDENCE & CITIZENSHIP	CITY Oensingen	STATE OR FOREIGN COUNTRY Switzerland	COUNTRY OF CITIZEN Switzerland	SHIP	
1	POST OFFICE ADDRESS	STREET Weingartenweg 52	Oensingen	STATE OR COUNTRY Switzerland	CH-4702	
		SIGNATURE OF INVENTOR 201		DATE	· 3	
	FULL NAME OF INVENTOR	LAST NAME Wymann	FIRST NAME Martin	MIDDLE NAME	······································	
2 0 2	RESIDENCE & CITIZENSHIP	CITY Liebefeld	STATE OR FOREIGN COUNTRY Switzerland	COUNTRY OF CITIZENS Switzerland	COUNTRY OF CITIZENSHIP Switzerland	
2	POST OFFICE ADDRESS	STREET Rosenweg 13	City Liebefeld	STATE OR COUNTRY Switzerland	CH-3097	
	<u> </u>	SIGNATURE OF INVENTOR 202 U. W.	mun	DATE 19.6.	2006	
	FULL NAME OF INVENTOR	LAST NAME V Gago Ho	FIRST NAME Mario	MIDOLE NAME		
2 0 3	RESIDENCE & CITIZENSHIP	спу Solothurn	STATE OR FOREIGN COUNTRY Switzerland	COUNTRY OF CITIZENS Peru	SHIP	
,	POST OFFICE ADDRESS	Schöngrünstrasse 38A PH1	cny Solothurn	STATE OR COUNTRY Switzerland	ZIP CODE CH-4500	
		SIGNATURE OF INVENTOR 203		DATE	J	
	FULL NAME OF INVENTOR	LAST NAME Burri	FIRST NAME Adrian	WIDDLE NAME	MIDDLE NAME	
2 0 4	RESIDENCE & CITIZENSHIP	cny Brig	STATE OR FOREIGN COUNTRY Switzerland	COUNTRY OF CITIZENS Switzerland	нгр	
•	POST OFFICE ADDRESS	STREET Juonweg 1	спу Brig	State or country Switzerland	ZIP CODE CH-3900	
		SIGNATURE OF INVENTOR 304		DATE	L	

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		INTERVERTEBRAL IMPLANT
	and	for which a patent application:
		is attached hereto and includes amendment(s) filed on ((fapplicable)
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	Ø Arti	was filed as PCT International Application No. <u>PCT/CH2003/000247</u> on <u>April 14, 2003</u> and was amended under PCT cle 19 on April 1, 2004.
	I her	eby state that I have reviewed and understand the contents of the above identified application, including the claims, as amended by amendment referred to above
	l ack Regi	nowledge the duty to disclose information known to me to be material to patentability as defined in Title 37, Code of Federal plations, §1.56.
	inve	cby claim foreign priority benefits under Title 35. United States Code, §119(a)-(d) of any foreign application(s) for patent or notor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a g date before that of the application on which priority is claimed:
-		EARLIEST FOREIGN APPLICATION(S), IF ANY, FILED PRIOR TO THE FILING DATE OF THE APPLICATION
ĩ		

EARLIEST FOREIGN APPLICATION(S), IF ANY, FILED PRIOR TO THE FILING DATE OF THE APPLICATION					
APPLICATION NUMBER	COUNTRY	DATE OF FILING (day, month, year)	PRIORITY	CLAIMED	
			YES	NO 🗆	
			YES 🗆	NO□	

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below.

PROVISIONAL APPLICATION NUMBER	FILING DATE

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TO THE PROPERTY OF THE PROPERT		PATENTED	PENDING	ABANDONED	

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SEND CORRESPO: TO:	222 East 41st Street, New York, NY 1001	
	PTO Customer No. 51832	212-901-9028

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

2 0	FULL NAME	LAST NAME	FIRST NAME	MIDDLE NAME		
	OF INVENTOR	Baumgartner	Daniel			
	RESIDENCE &	спу	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZEN	COUNTRY OF CITIZENSHIP	
	CITIZENSHIP	Oensingen	Switzerland	Switzerland		
•	DOCT OFFICE	STREET	CITY	STATE OR COUNTRY	ZIP CODE	
	POST OFFICE ADDRESS	Weingartenweg 52	Oensingen	Switzerland	CH-4702	
		SIGNATURE OF INVENTOR 201	3		006	
2 0 2	FULL NAME	LAST NAME	FIRST NAME	MIDDLE NAME		
	OF INVENTOR	Wymann	Martin			
	RESIDENCE &	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP		
	CITIZENSHIP	Liebefeld	Switzerland	Switzerland	Switzerland	
	noor oppier	STREET	CITY	STATE OR COUNTRY	ZIP COĐ€	
	POST OFFICE ADDRESS	Rosenweg 13	Liebefeld	Switzerland	CH-3097	
		SIGNATURE OF INVENTOR 202		DATE		
	FULL NAME	LAST NAME	FIRST NAME	MIDDLE NAME		
	OF INVENTOR	Gago Ho	Mario			
2	RESIDENCE &	СПА	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP		
0 3	CITIZENSHIP	Solothurn	Switzerland	Peru		
3	POST OFFICE	STREET GUNDELDINGERSTR. 125	CAY BASEL	STATE OR COUNTRY	ZIP CODE 4	
	ADDRESS	- Schöngrünstrasse 38.4 PH 1	-Solothurn-	Switzerland	CH-4500	
		SIGNATURE OF INVENTOR 3		23.06.0	6	
2 0 4	FULL NAME	CAST NAME	FIRST NAME	MIDDLE NAME		
	OF INVENTOR	Burri	Adrian			
	RESIDENCE &	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP		
	CITIZENSHIP	Brig	Switzerland	Switzerland		
7	noer orrer	STREET	спү	STATE OR COUNTRY	ZIP CODE	
	POST OFFICE ADDRESS	Juonweg I	Brig	Switzerland	CH-3900	
				1		